THE HON'BLE SRI JUSTICE P.S.NARAYANA

WRIT PETITION NO.21954 of 2006

DATED 26.10.2006

Between:
Smt.R.Pushpavathi. .... PETITIONER

versus

Municipal Corporation of Hyderabad,
BRK Building, Hyderabad, represented
by its Commissioner and another. .... RESPONDENTS

WRIT PETITION NO.21954 of2006

ORDER:

The matter is coming up for admission today. Smt. G.Jyothi Kiran, learned Standing Counsel takes notice on behalf of the respondents.

2. The Writ Petition is filed for a Writ of Mandamus to declare the action of the respondents in seeking to acquire 30'x27' admeasuring an extent of 77.58 square yards out of premises bearing No.7-1-616/5/B, Ameerpet, Hyderabad, in pursuance of notice dated 31.3.2006 issued by the 2nd respondent as illegal, arbitrary and unjust and pass such other suitable orders.

3. It is stated that the petitioner purchased the premises bearing municipal door No.7-1-616/5/B, admeasuring to an extent of 334 square yards situated at Ameerpet, Hyderabad, with specific boundaries, under a registered sale deed dated 12.12.1973. It is also stated that the 1st respondent accorded permission in the year 1977 for construction of residential house in the schedule property subject to leaving another 25' for road widening. It is also stated that on 31.3.2006 the 2nd respondent issued notice seeking the petitioner to leave another 30' from the schedule property admeasuring 155 square

yards. It is also stated that the petitioner along with others submitted a representation to the Hon'ble Minister for Municipal Administration on 2.5.2006. It is stated that this Court on 23.10.2006, with suitable directions, disposed of a similar Writ Petition, viz., Writ Petition No.21946 of 2006.

4. In view of the facts and circumstances which had been explained in detail, the 1st respondent is directed to dispose of the representation of the petitioner dated 2.5.2006 in accordance with law within a period of two (02) weeks from the date of receipt of a copy of this order, and till the said representation is considered and disposed of, status quo existing as on today to be maintained.

5. With the above directions, the Writ Petition is disposed of. No costs.

26.10.2006

SSR